



General Assembly

February Session, 2004

Raised Bill No. 572

LCO No. 2149

* _____SB00572GAE__031704_____*

Referred to Committee on Government Administration and Elections

Introduced by:
(GAE)

AN ACT ALLOWING A CANDIDATE PETITIONING UNDER A PARTY DESIGNATION THAT IS THE SAME AS A MINOR PARTY TO ALSO BE THE NOMINEE OF A MAJOR PARTY OR A MINOR PARTY.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 9-453t of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective July 1, 2004*):

3 Notwithstanding any other provision of the general statutes or any
4 special act, the nomination of a candidate by a major or minor party
5 under this chapter [.] for any office shall disqualify such candidate
6 from appearing on the ballot by nominating petition for the same
7 office, unless the candidate is petitioning under a party designation
8 that is the same as the name of a minor party. Nothing in this section
9 shall be construed to prohibit any candidate from appearing on the
10 ballot as the nominee of two or more major or minor parties for the
11 same office.

12 Sec. 2. Section 9-453u of the general statutes is repealed and the
13 following is substituted in lieu thereof (*Effective July 1, 2004*):

14 (a) An application to reserve a party designation with the Secretary
15 of the State and to form a party designation committee may be made at
16 any time after November 3, 1981, by filing in the office of the secretary
17 a written statement signed by at least twenty-five electors who desire
18 to be members of such committee.

19 (b) The statement shall include the offices for which candidates may
20 petition for nomination under the party designation to be reserved but
21 shall not include an office if no elector who has signed the application
22 is entitled to vote at an election for such office.

23 (c) The statement shall include the party designation to be reserved
24 which (1) shall consist of not more than three words and not more than
25 twenty-five letters; (2) shall not incorporate the name of any major
26 party; (3) shall not incorporate the name of any minor party which is
27 entitled to nominate candidates for any office which will appear on the
28 same ballot with any office included in the statement; (4) shall not be
29 the same as any party designation for which a reservation with the
30 secretary is currently in effect for any office included in the statement;
31 and (5) shall not be the word "none", or incorporate the words
32 "unaffiliated" or "unenrolled" or any similarly antonymous form of the
33 words "affiliated" or "enrolled".

34 (d) The statement shall include the names of two persons who are
35 authorized by the party designation committee to execute and file with
36 the secretary statements of endorsement required by section 9-453o, as
37 amended, and certificates of nomination as required by section 9-460,
38 as amended.

39 (e) The secretary shall examine the statement, and if it complies with
40 the requirements of this section, the secretary shall reserve the party
41 designation for the offices included in the statement and record such
42 reservation in the office of the secretary. The reservation shall continue
43 in effect from the date it is recorded until the day following any
44 regular election at which no candidate appears on the appropriate
45 ballot for that office under that party designation.

46 (f) In the case of a party designation that is the same as the name of
 47 an existing minor party, the chairperson or secretary of such minor
 48 party shall file a statement with the Secretary of the State authorizing
 49 the formation of the party designation committee. Such statement shall
 50 include the names of two individuals who are authorized by the party
 51 designation committee to execute and file statements of endorsement
 52 required by section 9-453o and certificates of nomination as required
 53 by section 9-460. Such statement shall be filed with the Secretary of the
 54 State prior to the issuance of any petitions under such party
 55 designation.

56 Sec. 3. Section 9-453b of the general statutes is repealed and the
 57 following is substituted in lieu thereof (*Effective July 1, 2004*):

58 The Secretary of the State shall not issue any nominating petition
 59 forms for a candidate for an office to be filled at a regular election to be
 60 held in any year prior to the first business day of such year. The
 61 secretary shall not issue any nominating petition forms unless the
 62 person requesting the same makes a written application therefor,
 63 which application shall contain the following: (1) The name or names
 64 of the candidates to appear on such nominating petition, compared by
 65 the town clerk of the town of residence of each candidate with his
 66 name as it appears on the last-completed registry list of such town, and
 67 verified and corrected by such town clerk or in the case of a newly
 68 admitted elector whose name does not appear on the last-completed
 69 registry list, the town clerk shall compare his name as it appears on his
 70 application for admission and verify and correct it accordingly; (2) a
 71 signed statement by each such candidate that he consents to the
 72 placing of his name on such petition, and (3) the party designation, if
 73 any. An applicant for petition forms who does not wish to specify a
 74 party designation shall so indicate on his application for such forms
 75 and his application, if so marked, shall not be amended in this respect.
 76 No application made after November 3, 1981, shall contain any party
 77 designation unless a reservation of such party designation with the
 78 secretary is in effect for all of the offices included in the application or

79 unless the party designation is the same as the name of a minor party
80 which is qualified for a different office or offices. [on the same ballot as
81 the office or offices included in the application.] The secretary shall not
82 issue such forms (1) unless the application for forms in behalf of a
83 candidate for the office of presidential elector is accompanied by the
84 names of the candidates for President and Vice-President whom he
85 represents and includes the consent of such candidates for President
86 and Vice-President; (2) unless the application for forms in behalf of
87 Governor or Lieutenant Governor is accompanied by the name of the
88 candidate for the other office and includes the consent of both such
89 candidates; (3) if petition forms have previously been issued on behalf
90 of the same candidate for the same office unless the candidate files a
91 written statement of withdrawal of his previous candidacy with the
92 secretary; and (4) unless the application meets the requirements of this
93 section.

This act shall take effect as follows:	
Section 1	<i>July 1, 2004</i>
Sec. 2	<i>July 1, 2004</i>
Sec. 3	<i>July 1, 2004</i>

GAE *Joint Favorable*